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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,	)	No. CR-12-00495 SBA
)	
Plaintiff,	)	STIPULATED REQUEST TO SET
	)	CHANGE OF PLEA AND SENTENCING
v.	)	ON JANUARY 16, 2013 AND TO
	)	EXCLUDE TIME UNDER THE SPEEDY
JASON KEITH BARRETT,	)	TRIAL ACT
)	
Defendant.	)	Date: September 28, 2012
	)	Time: 9:30 a.m.
	)	Court: Hon. Kandis A. Westmore
)	

The above-captioned matter is set on September 28, 2012 before this Court for a status hearing. The parties request that this Court vacate that date as to defendant Jason Keith Barrett and set this matter for change of plea and sentencing on January 16, 2013 at 10:00 a.m., and that the Court exclude time under the Speedy Trial Act between the date of this stipulation and January 16, 2013.

The parties have reached an agreement pursuant to Rule 11(c)(1)(C) of the Federal Rules of Criminal Procedure and will submit the proposed plea agreement to the Court at the same time as this stipulation. To allow time for the Court to consider the proposed plea agreement and for the preparation of a Presentence Investigation Report by the United States Probation Office, the

STIP. REQ. TO SET CHANGE OF PLEA & SENTENCING ON JANUARY 16, 2013 & TO EXCLUDE TIME
No. CR-12-00495 SBA

1 parties request that this matter be set on January 16, 2013 at 10:00 a.m. for change of plea and
2 sentencing (assuming the proposed plea agreement is acceptable to the Court). Defendant agrees
3 that the Court may review the pre-plea Presentence Investigation Report even though he has not
4 yet pleaded guilty. Since the proposed plea agreement has been submitted to the Court, the
5 parties further stipulate and agree that the time between September 13, 2012 and January 16,
6 2013 should be excluded under the Speedy Trial Act, and specifically pursuant to 18 U.S.C. §
7 3161(h)(1)(G), for consideration by the Court of a proposed plea agreement to be entered into by
8 the defendant and the attorney for the government.

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10 DATED: September 13, 2012
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13 /s/
14 JAMES C. MANN
Assistant United States Attorney
Counsel for United States

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/s/
JOHN MICHAEL RUNFOLA
Counsel for Jason Keith Barrett

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. CR-12-00495 SBA
)	
Plaintiff,	)	ORDER GRANTING STIPULATED
	)	REQUEST TO SET CHANGE OF PLEA
v.	)	AND SENTENCING ON JANUARY 16,
	)	2013 AND TO EXCLUDE TIME UNDER
JASON KEITH BARRETT,	)	THE SPEEDY TRIAL ACT
)	
Defendant.	)	Date: September 28, 2012
	)	Time: 9:30 a.m.
	)	Court: Hon. Kandis A. Westmore
)	

The parties jointly requested that the September 28, 2012 status hearing as to defendant Jason Keith Barrett be vacated and that this matter be set for change of plea and sentencing on January 16, 2013 at 10:00 a.m. The parties further requested that time be excluded under the Speedy Trial Act between September 13, 2012 and January 16, 2013 to allow time for the Court to consider the proposed plea agreement to be entered into by the defendant and the attorney for the government, and to allow time for the preparation of a Presentence Investigation Report by the United States Probation Office. Defendant agreed that the Court may review the pre-plea Presentence Investigation Report even though he has not yet pleaded guilty. Good cause appearing therefor, and pursuant to 18 U.S.C. § 3161(h)(1)(G),

1 **IT IS HEREBY ORDERED** that this matter as to defendant Jason Keith Barrett is set
2 for change of plea and sentencing on January 16, 2013 at 10:00 a.m., and that time between
3 September 13, 2012 and January 16, 2013 is excluded under the Speedy Trial Act, and
4 specifically pursuant to 18 U.S.C. § 3161(h)(1)(G), for consideration by the Court of a proposed
5 plea agreement to be entered into by the defendant and the attorney for the government.

6 **IT IS FURTHER ORDERED** that the United States Probation Office shall prepare a
7 Presentence Investigation Report.

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9 DATED:9/18/12


HON. SAUNDRA BROWN ARMSTRONG
United States District Court Judge